

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NOS. 2007-132-C, 2002-226-C, 2002-227-C, 2002-228-C, 2002-229-C and
2002-230-C

ORDER NO. 2007-749

OCTOBER 23, 2007

IN RE:	Docket No. 2007-132-C – Joint Application)	ORDER CANCELLING
	of Time Warner Telecom of South Carolina,)	CERTIFICATES OF
	LLC; Xspedius Management Co. of)	PUBLIC CONVENIENCE
	Charleston, LLC; Xspedius Management Co.)	AND NECESSITY OF
	of Spartanburg, LLC; Xspedius Management)	XSPEDIUS COMPANIES
	Co. of Columbia, LLC; Xspedius)	
	Management Co. of Greenville, LLC; and)	
	Xspedius Management Co. Switched)	
	Services, LLC for Approval to Transfer)	
	Assets, Corporate Internal Restructuring, and)	
	for Name Change)	
)	
	and)	
)	
	Applications for a Certificate of Public)	
	Convenience and Necessity to Provide)	
	Facilities-Based and Resold Interexchange)	
	and Local Exchange Telecommunications)	
	Services within the State of South Carolina)	
)	
	of)	
	Docket No. 2002-226-C – Xspedius)	
	Management Co. of Charleston, LLC;)	
	Docket No. 2002-227-C – Xspedius)	
	Management Co. of Spartanburg, LLC;)	
	Docket No. 2002-228-C – Xspedius)	
	Management Co. of Columbia, LLC;)	
	Docket No. 2002-229-C – Xspedius)	
	Management Co. of Greenville, LLC;)	
	Docket No. 2002-230-C – Xspedius)	
	Management Co. Switched Services, LLC)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the request filed by of Time Warner Telecom of South Carolina, LLC (“Time Warner Telecom”) for cancellation of the Certificates of Public Convenience and Necessity of Xspedius Management Co. of Charleston, LLC; Xspedius Management Co. of Spartanburg, LLC; Xspedius Management Co. of Columbia, LLC; Xspedius Management Co. of Greenville, LLC; and Xspedius Management Co. Switched Services, LLC, (collectively “Xspedius Companies”). A review of the Commission’s records reveals that the Xspedius Companies were granted authority to provide facilities-based and resold local exchange and interexchange telecommunications services in the State of South Carolina by Commission Order No. 2003-440, dated July 8, 2003, issued in Docket Nos. 2002-226-C, 2002-227-C, 2002-228-C, 2002-229-C, and 2002-230-C.

On August 27, 2007, Time Warner Telecom advised the Commission that the asset transfer and corporate restructuring approved by the Commission in Docket No. 2007-132-C had been completed¹, and therefore, requested that the Certificates of the Xspedius Companies be cancelled. Thereafter by letter of August 30, 2007, Time Warner Telecom withdrew its request for cancellation of the Xspedius Companies’ Certificates due to tariff related issues, and the Commission held in abeyance ruling on the request for cancellation. On October 1, 2007, Time Warner Telecom renewed its request for cancellation of the Certificates of Public Convenience and Necessity of the Xspedius Companies, advising that Time Warner Telecom had now filed replacement tariffs for

¹ See Commission Order No. 2007-441, dated July 3, 2007, “Order Approving Asset Transfer and Corporate Internal Restructuring.”

access, local exchange, long distance, and private line services to incorporate the Xspedius Companies' services as required by Order No. 2007-441 and that all revised tariffs had been approved by the Commission. The South Carolina Office of Regulatory Staff ("ORS"), by letter filed October 9, 2007, informs the Commission that ORS has worked with Time Warner Telecom to ensure compliance with the tariff requirements set forth in Order No. 2007-441 and that Time Warner is now compliant with these requirements. ORS adds that it does not oppose the request to cancel the Certificates of Public Convenience and Necessity held by the Xspedius Companies.

As the Xspedius Companies are no longer providing the services for which the companies' Certificates of Public Convenience and Necessity were granted, the Commission finds and concludes that the Certificates of Public Convenience and Necessity of the Xspedius Companies to provide telecommunications services in South Carolina should be cancelled.

IT IS THEREFORE ORDERED THAT:

1. The Certificates of Public Convenience and Necessity to provide facilities-based and resold interexchange and local exchange telecommunications services in South Carolina authorized by Commission Order No. 2003-440, issued to Xspedius Management Co. of Charleston, LLC in Docket No. 2002-226-C, Xspedius Management Co. of Spartanburg, LLC in Docket No. 2002-227-C, Xspedius Management Co. of Columbia, LLC in Docket No. 2002-228-C, Xspedius Management Co. of Greenville, LLC in Docket No. 2002-229-C, and Xspedius Management Co. Switched Services, LLC in Docket No. 2002-230-C are hereby cancelled.

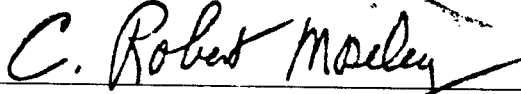
2. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:



C. Robert Moseley, Vice Chairman

(SEAL)